

UNITED STATES' DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

JAVELL FOX

Plaintiff

vs

SUPERINTENDANT LEE et al

Defendants

INMATE

CIVIL

RIGHTS

COMPLAINT

PURSUANT

TO 42 U.S.C § 1983

Amended Complaint

civil case no. 91-15-CV-  
390

Plaintiff demand a ~~jury~~ Trial by Jury

plaintiff in the above - captioned action, allege as  
follows

1. This is a civil action seeking relief and/or  
damages to defend and protect the rights  
guaranteed by the constitution of the United  
States, this action is brought pursuant to  
42 U.S.C. § 1983. The court has jurisdiction  
over this action pursuant to 28 U.S.C §§ 1331,  
1333(3) and (4) and 2201

2. Plaintiff JAVELL FOX

FIVE POINTS CORRECTIONAL FACILITY  
STATE ROUTE 96, BOX 119  
ROMULUS N.Y 14541

3. 2. Defendant; Lt Madison

Official Position Lieutenant  
Eastern N.Y correctional facility  
P.O Box 338 Institution RD  
Napanoch N.Y 12458

b Sgt Bey

Correction Sergeant  
Eastern N.Y. Correctional Facility  
P.O. Box 338 Institution Road  
Napanoch N.Y. 12458

c Officer Kozak

Correction Officer  
Eastern Correctional Facility  
Napanoch N.Y. 12458

d. Defendant. Officer waugh

Official position. Correction officer

Address. Eastern NY Correctional Facility

P.O Box 338 Institution Road

Napanoch NY 12458

e. Defendant. SGT Connor

Official position. Correction Sergeant

Address. P.O Box 338 Institution Road

EASTERN NY correctional facility

Napanoch NY 12458

f. Defendant Captain webbe

Official position Correction Captain

Address P.O Box 338 Institution Road

EASTERN NY correctional facility

Napanoch NY 12458

g. Defendant DEP RUSSO

Correction Deputy Superintendent security

Correction Deputy Superintendent security

Address EASTERN NY correctional facility

P.O Box 338 Institution Road

Napanoch NY 12458

H. Defendant Superintendent Lee

Official Position. Correction Superintendent

Address Eastern NY Correctional Facility  
P.O Box 338 Institution Road  
Napanoch N.Y 12458

I. Lieutenant Simmons  
corrections Lieutenant  
Eastern NY Correctional Facility  
P.O Box 338, Institution Road  
Napanoch N.Y 12458

J. Deputy Administration wend land

correction Deputy Superintendent Administration  
Eastern NY Correctional Facility  
P.O Box 338 Institution Road  
Napanoch NY 12458

K. Officer Miller  
Correction Officer  
Eastern NY Correctional Facility  
P.O Box 338, Institution Road  
Napanoch NY 12458

L. Deputy cargo

Correction Deputy Superintendent programs  
Eastern N.Y Correctional Facility  
P.O Box 338, Institution Road  
Napanoch N.Y 12458

R. Sergeant Lifield

Correction Sergeant

Eastern NY Correctional Facility  
P.O Box 338 Institution Road  
Napanoch N.Y 12458

S. Officer Schade

Correction Officer

Eastern NY Correctional Facility  
P.O Box 338, Institution Road  
Napanoch N.Y 12458

T. Sergeant Bradley

Correction Sergeant

Eastern NY Correctional Facility  
P.O Box 338, Institution Road  
Napanoch N.Y 12458

U. Officer Williamson

Correction Officer

Eastern NY Correctional Facility  
P.O Box 338, Institution Road  
Napanoch N.Y 12458

V. Officers Cruz

Correction Officer

Eastern NY Correctional Facility  
P.O Box 338 Institution Road  
Napanoch N.Y 12458

M. E. Jennings  
Correction steward  
Eastern NY Correctional Facility  
P.O. Box 338, Institution Road  
Napanoch N.Y 12458

N. Diane LaBette  
Correction steward  
Eastern NY Correctional Facility  
P.O. Box 338, Institution Road  
Napanoch N.Y 12458

O Governor Andrew Cuomo  
New York State Governor  
Executive Chamber  
State Capitol  
Albany N.Y 12224

P Anthony Anucci  
Department of Corr and Comm Supv Commissioner  
1220 Washington Ave., Bldg 2  
Albany N.Y 12226

Q Officer Henry  
Correction Officer  
Eastern NY Correctional Facility  
P.O. Box 338, Institution Road  
Napanoch N.Y 12458

W. Lt Sullivan

Correction Lieutenant  
Eastern N.Y Correctional Facility  
P.O. Box 338, Institution Rd  
Napanoch N.Y 12458

X. Sgt Vanacore

Correction Sergeant  
Eastern NY Correctional Facility  
P.O. Box 338, Institution Road  
Napanoch N.Y 12458

Y Sgt Barg

Correction Sergeant  
Eastern N.Y Correctional Facility  
P.O. Box 338, Institution Rd

## FACTS

1 On or around November 9, 2014 Lt. Madison told plaintiff to cut his hair because it is shaved on the sides and dreadlocked in a Mohawk style. Plaintiff refused to cut his hair. Plaintiff has a right to the freedom of expression and a freedom to exercise his religion. Plaintiff's hairstyle is a religious symbol that signifies wisdom, and is protected by the First Amendment to the United States Constitution and the Religious Land Use and Institutionalized Persons Act of 2000, as well as the 14th Amendment equal protection. Correction Law 112 and 610, as well as Lt. Madison's employee manual directs his to respect the Constitution and laws, no rules or regulations shall conflict with said Amendments and statutes.

2 Plaintiff was written a misbehavior report by Officer Skred (who was directed to do so by Lt. Madison) on November 9, 2014.

3, ON the report plaintiff was charged with refusing direct order to cut his hair or change his hairstyle,

4, on or around November 11, 2014 plaintiff was found not guilty of refusing direct order to cut his hair, hearing officer Lt Simmons acknowledged at that time that the charge was unconstitutional and that plaintiff had a right to exercise his religion and a freedom of expression, equal protection of the law and religious rights under the Religious Land use and institutionalized persons act of 2000.

5, on November 29, 2014 Lt Madison complained to Officer Cruz about Lt Simmons decision as the Hearing officer for the misbehavior report mentioned in paragraph 2 and decision mentioned in paragraph 4, Officer Cruz stated that when he see plaintiff he's gonna write plaintiff a misbehavior report for the same thing mentioned in paragraph 3 and 4 which is Retaliation, Harassment and Discrimination as well as Deliberate Indifference,

6, on December 7, 2014 plaintiff was going to the messhall to eat lunch. At 11:00 AM, when plaintiff came out of the messhall, he saw officer cruz was suppose to be on the other side of the jail, because the house of inmates. He was supervising had already left the messhall.

7, officer cruz abandoned his post just to assure that plaintiff was punished to satisfy lt. madison's oppressive decision and personal stance against plaintiff having a mohawk hairstyle.

8, since officer cruz knew that he was not on post, he directed officer williamson to frisk me and officer waugh to assist.

9, plaintiff was coming out of the messhall from eating lunch, officer cruz pointed plaintiff out to officer williamson and officer waugh.

10, officer williamson directed plaintiff to get against the wall, this order was given out of retaliation (for lt. madison being upset that lt. <sup>simmons</sup> ~~mcclain~~ upheld plaintiff's constitutional rights) further explained in paragraph 4.

11, Plaintiff was then pat frisked and strip frisked by being forced to remove his religious headgear and shake his hair out for no penological reason which is also a Fourth Amendment violation, Harassment And Retaliation.

12, Plaintiff was then instructed to go and return to his Housing unit and cell location.

13, 5 minutes later Officer Williamson arrived at Plaintiff's assigned cell for a cell search.

Officer Williamson then asked Plaintiff did Plaintiff know why he was there. Plaintiff said no, Officer Williamson stated that he was there to search Plaintiff's cell because of Plaintiff's hairstyle, this is a Fourth Amendment violation, Harassment and Retaliation, because the cell search had no penological interest and was used as a tool for Retaliation against Plaintiff for Plaintiff exercising a right guaranteed under the United States Constitution.

14, Plaintiff was written a Misbehavior report after the cell search by Officer Vaughn for altered pants and again for refusing to cut his hair

15, plaintiff was not suppose to be written a misbehavior report for altered pants and Directive 3081 states that, and plaintiff was not suppose to be written a misbehavior report for refusing to cut his hair after plaintiff was found not guilty and plaintiff having a First Amendment right to wear his hair style in a mohawk, Officer Waugh wrote the misbehavior report to satisfy Lt Madisons thirst to see plaintiff punished for having a mohawk, this retaliation, Harassment, Discrimination, A violation of plaintiffs right to freedom of expression and freedom to exercise religion and Religious Land Use and Institutionalized persons Act of 2000.

16, at the hearing for the misbehavior report (explained in paragraph 15) held by Lt Simmons, plaintiff was again found not guilty of refusing direct order to cut his hair because plaintiff has a constitutional right to wear a mohawk hairstyle and self hairstyle

posed no threat to the safety, security and order of the facility, however Lt Simmons found plaintiff guilty of Altered pants, on the record plaintiff made Lt Simmons aware, that he was retaliated against for a favorable hearing, also Lt Simmons was not suppose to find plaintiff guilty of altered pants and issue confinement time. Directive 3081 directs him against that, however, Lt Simmons did so to satisfy his obligation to his peers feelings and urge to see plaintiff punished.

17, plaintiff received 30 days confinement to cell, 30 days less of commissary, recreation, packages and phone privileges, this was done out of retaliation and Harassment and amounted to cruel and unusual punishment

18, plaintiff wrote a grievance about the Harassment initiated by Lt Madison, which is covered in the aforementioned paragraphs. the grievance was titled as harassment.

19, plaintiff was also sent in for urinalysis testing because of the outcome of the hearing and plaintiff being found not guilty for a second time for refusing to cut his hair which is his First Amendment right and right under Religious Land use and

Institutionalized persons Act of 2000

20, captain webbe was designated by

superintendant to investigate the Harassment reported by Plaintiff against officer waugh, williamson, cruz and Lt madison.

21, captain webbe immediately covered up

Lieutenant and officers Misconduct, Captain webbe failed to discipline officers, or investigate into officers abandoning

post, conspiring with Lieutenant, frisking plaintiff, strip frisking plaintiff, searching Plaintiff's cell and urine testing, plaintiff

because plaintiff was given a favorable decision at the hearing by Lt Simmons, pertaining to plaintiff hairstyle and plaintiff's rights to exercise his religion through his hairstyle,

22, captain webbe stated there was no official Misconduct and that sgt connor gave officers permission to frisk, strip frisk plaintiff, and to search Plaintiff's cell.

23, sgt connor was not around and sgt connor made that statement to cover up for officer williamson and waugh and also out of retaliation to please Lt madison who wanted to see plaintiff punished for wearing a MOHAWK.

24. plaintiff wrote a grievance on captain webbe for covering up official misconduct.

25. The superintendant then designated Deputy Russo to investigate. Deputy Russo

also covered up for Lt. officers, and captain, he failed to investigate or

discipline Lt and officers for conspiring

to infringe on plaintiffs Right to Religion, Harassment, Retaliation and Discrimination.

by plaintiff being frisked, Strip frisked, Cell frisked and urine tested because of a favorable decision by Hearing officer in

regard to upholding plaintiffs Right to Freedom of expression and Religion.

26. plaintiff wrote a grievance on Deputy Russo, for the reasons stated in paragraph 25. Twenty Five.

27. The superintendant then made a decision and he too covered up for his subordinates, denying the right to freedom of Expression and Religion through minimum exercise that's the least restrictive in the form of plaintiffs hairstyle.

28. while plaintiff was awaiting release from from the 30 day keeplock, plaintiff fell from the top of the cell bars

where he was forced to climb to up and get his food treys because officer Henry, officer cotton, officer Vanalken and other officers that work the unit refuse to unlock his cell so he could retrieve his food treys like a Human. officer Henry also tease plaintiff by calling him a Monkey because plaintiff has to climb to get his food.

29, The superintendent was also aware that there was no feed up slots that I could get my food from and superintendent refused to get it fixed, no other prison in the state or probably America house a prisoner in confinement without a feed up slot, this is cruel and unusual punishment.

30, grievance supervisor refused to forward plaintiff's grievances to administration at the highest channels, and when plaintiff attempted to forward it his self the mail clerks discarded it (the mail) so plaintiff was blocked.

31, plaintiff walked with a cane for 6 weeks because of the fall mentioned in paragraph 28, because of harassment and

retaliation, and is mentally and emotionally anguished, Plaintiff was confined to a cell that he had to climb up cell bars to get his food.

32, Plaintiff had to slide his open food treys after he took the lid off because that the only way it would slide through the top of the ceiling, dust and paint chips were constantly in his food that he had to eat or face starvation.

33, Plaintiff ended up fallen on December 23, 2014 while climbing to get his food up the bars.

34, Plaintiff had to be carried to get medical attention, Plaintiff was given a shot in his buttocks in order to walk (a steroid shot) Plaintiff was hospitalized for 3 days and it was determined that Plaintiff damaged his lower back by fallen, Plaintiff was given a cane to walk on for 6 weeks

35, Plaintiff was released from the medical unit and was placed on the other side of the jail block that I was on. I was put on a unit that didn't require Plaintiff to use the steps.

36, I was interviewed by T. Mavro about, grievance supervisor about the grievance I filed about me being in a cell that I can't receive food at, because its no feed up slots,

37, I was again confined under the same circumstances mentioned in paragraph 29.

38, officers took 30 minutes to one hour daily for two weeks to open the cell door in order for me to get my food treys.

39, since plaintiff fell by having to climb up bars to get his food trey the policies implemented to prevent future accidents of that nature was for officers to open the cells to give us prisoners on confinement our food;

40, I was then moved to 2 cell in the same Housing Unit this cell was the only cell out of nearly 40 cells on the gallery that had a feed up slot,

41, I was moved because I wrote a grievance about the officers taking so long with opening up the cell door to bring the food to me, officer Heldron told plaintiff that he should be lucky they don't make me climb no more

42, In the middle of January plaintiff wrote a grievance after being subjected to nearly two weeks of extreme cold weather, civilians were fixing the windows, and in the process it was holes in the windows that were not covered, and freezing Air was coming through and it was 8 degrees, or 0 degrees outside.

43, They gave plaintiff nor any other inmate any blankets or clothing for additional warmth and there was no heat on.

44, Plaintiff was forced to wear the same pants for 30 days, plaintiff was denied the right to clean his cell or receive cleaning material and was forced to sleep in a dirty cell, with feces and urine stain on the toilet and mucus in the sink.

45, Because of plaintiff's grievances the heat was turned on, after they turned the heat on, in retaliation for plaintiff's grievances plaintiff was moved.

46, Officer Henry and sgt lifield was made aware of the grievance issues of Plaintiff that stemmed this claim and

Officer Henry was well aware that these issues were constitutional violations.

46. Plaintiff was up for a phone call in which Plaintiff hadn't spoken to his family in 3 months because of false misbehavior reports - Officer Henry and Sgt. Liffield denied Plaintiff a phone call out of malice, knowing that Plaintiff had a hearing pending and in a few days he would lose his phone privileges at the hearing and wouldn't be able to speak to his family for another 60 days, and this also will stop Plaintiff from making his family aware of the violations Plaintiff faced at the prison, and to retaliate against Plaintiff for using the grievance process.

47. On January 26, 2015 Plaintiff was moved to west wing out of retaliation - they call west wing the dump off spot.

48. Soon as Plaintiff got to west wing Officer Cruz began to harass Plaintiff.

AS soon as Plaintiff got to west wing

49. Officer Cruz dragged Plaintiff property in a blanket on a dirty

floor the same blanket that plaintiff got to sleep on (eastern ct. Don't give prisoners anything to pack property in when they move from one part of the jail to the other, they make prisoners use those sheets and blankets to carry it in, officer cruz threw my property in my cell, and told me, plaintiff to get the fuck in there.

50. plaintiff locked in and wrote a grievance on January 27, 2015 plaintiff had a call out to see a Mental Health counselor, plaintiff came out with his cane, officer cruz began to frisk plaintiff aggressively.

51. officer cruz escorted plaintiff to the Mental Health call out when plaintiff was done, plaintiff was taken by officer cruz to a secluded area and sexually frisked.

52. officer cruz began to go up plaintiff's testicles and penis as he searched ~~the~~ plaintiff's body, he pulled plaintiff's legs in a way to seem as if he was being kinky and a dominatrix.

53 plaintiff wrote a complaint to the Superintendent about the sexual harassment, he sent the sergeant to conduct a interview, the sqt name was clarck.

54, Sgt. cerclari came to see plaintiff at plaintiff's Housing unit on west wing, Sgt. cerclari told plaintiff that if this was 1998 when he first started working he would drag plaintiff out of his cell and beat plaintiff, because plaintiff keep writing grievances,

55, in the complaint I asked to be moved from west wing away from officer cruz,

56, on february 2, 2015 plaintiff was moved upstairs, officer cruz also controls that unit, because its connected.

56, on January 30, 2015 plaintiff was written a frivolous Misbehavior report out of retaliation for the sexual Harassment grievance.

57, The charges written by officer kozak was dismissed on february 12, 2015,

57, on february 12, 2015 because I wrote a grievance on officer cruz for sexual Harassment he escorted plaintiff to the hearing,

58 on this day He told plaintiff to get against the wall he pulled the back of plaintiff's pants down after he caressed

Plaintiffs thighs, he rubbed his penis against plaintiffs buttocks, groped plaintiffs penis and testicles and then said I forgot your pussy hurts.

59, officer cruz had no reason to frisk in the first place because eastern correctional policy is that prisoners get frisked in the hearing office, and the Lieutenant who is holding the hearing has a frisk officer in his office.

60, I wrote a grievance about this issue, and asked the Superintendent to move me, plaintiff.

61, as officer cruz was maliciously sexually harassing plaintiff he was also drunk. I let the Superintendent know this as well and I requested to be moved.

62, I saw the Superintendent personally when he walked past my cell. I asked him to move me, he said no.

63, Superintendent forced me to stay around a officer that sexually violated me on two occasions

62, because I wrote grievances against the Superintendent he retaliated against me by keeping me around. Officer Cruz

63, Officer Cruz continued to be perverted, he opened plaintiff's cell door while plaintiff was naked. Officer Cruz allowed another prisoner to observe Plaintiff naked as said prisoner was walking with Officer Cruz.

64, Officer Cruz peeks in plaintiff's cell for no penological reason, just to harass plaintiff, and violate plaintiff's manhood.

65, Plaintiff was called out to see Lt. Madison pertaining to the grievance Plaintiff wrote against Officer Cruz, and for not being allowed pants and having to wear the same pants for 30 days straight.

66, Also All grievances were written 9 month or 2 months earlier so really there was no reason for Lt. Madison to call plaintiff out, as well as Plaintiff already speaking to supervisors pertaining to the issues

67, instead of Lt Madison being concerned about plaintiffs safety and security, Lt Madison used the opportunity as a ~~mean~~ time to retaliate against plaintiff for writing grievances -

68, Lt Madison ordered plaintiff to remove his religious headgear and Lt Madison commissioned Sgt Vanacore to write plaintiff a Misbehavior report for my plaintiffs hairstyle.

69, on March 6, 2015 Officer Cruz also wrote plaintiff a Misbehavior report because of plaintiffs hairstyle.

70, on both Misbehavior reports mentioned in paragraphs 68 and 69 plaintiff had hearings on. Plaintiff was charged with UNTIDY person, which is a disrespect, and refusing direct order to cut his hair.

71, Lt Simmons held the hearing, the same Lieutenant that found me not guilty for refusing direct order to cut (my) plaintiffs hair found me guilty. Lt Simmons told me

71, that his supervisors told him to find me guilty

72, this type of torture has been done to plaintiff repeatedly. Plaintiff does not get no fair and impartial hearings and plaintiffs constitutional rights are constantly violated

73, The Superintendent cover up Grievance complaints against officials, the Grievance supervisor covers up grievances complaints against officials, the Mail room officials throws out mail if it pertains a complaint against officials to assure that no one above the Superintendent will find out about the atrocious of this prison.

74, captain webbe sent Sgt Bey to threaten plaintiff to cut his hair or receive a tier III Misbehavior report which is the highest punishment. Prisoners who stab, cut, act of violence and smuggle drugs receive a tier III Misbehavior report for plaintiff to receive a tier III Misbehavior report for his hairstyle is cruel.

75, captain webbe sent Sgt Bey to order plaintiff

to cut his hair (as explained in paragraph (74) (which is an unlawful order and unconstitutional) because plaintiff wrote grievances against captain webbe, this was retaliation.

76 captain webbe was also relieved from investigating grievance complaints (against Lt and officers) by the ~~superintendent~~, so by captain webbe sending sgt bey he exceeded the scope of his duty.

77, sgt. Bey gave plaintiff a Tier III Misbehavior report as directed by captain webbe.

78 LT Sullivan agreed in determining that the Tier III Misbehavior report would be forwarded for a hearing. LT Sullivan was aware of plaintiff's grievances against his peers and made his determination to forward the Misbehavior report for a Tier III out of retaliation.

79, the hearing was held by Deputy Wendland. Deputy Wendland lied and stated that plaintiff's hair was braided and in locks, which plaintiff had a witness testify at a hearing who also had locks and who was an employee of

of the prison under the official title  
of counselor,

77. Plaintiff made Deputy Wendland aware  
that Plaintiff's hairstyle was a part of  
his religious practice and does not violate  
the safety, security or order of the facility,  
and therefore by plaintiff being constantly  
harassed and confined for his hairstyle  
is infringing on plaintiff's religious belief.

78. Deputy Wendland went out of her  
way to call witnesses against plaintiff.

79. Deputy Wendland asked plaintiff witness  
was she a beautician.

80. Deputy Wendland never asked her witness  
the author of the report (Sgt Dey) was  
he a beautician and she allowed Sgt Dey  
to make false reports about how Plaintiff's  
hair was groomed

81. Plaintiff was in side of his cell / living  
quarters when Sgt Dey wrote the mis-  
behavior report and he was on keeplock  
therefore the misbehavior report should  
not have been written and was written  
out of retaliation for plaintiff  
writing grievances.

82 plaintiff was found guilty by Deputy Wendland for refusing to cut his hair, after Deputy Wendland's witness, the Author, of the Misbehavior report told her that Captain Webbe sent him to threaten me, which was inappropriate because Captain Webbe was removed off the investigation and the Superintendent designated Deputy Russo to investigate.

83, So instead of Deputy Wendland following rules and the Constitution which states I can have my hair any way I want in my cell, even if my hair was braided over my locks, (which it wasn't) and doesn't cause a threat to safety, security or the order of the facility.

84, Deputy Wendland chose to use the hearing as a platform to retaliate against Plaintiff, for Plaintiff writing grievances against the Superintendent and her subordinates Plaintiff received 60 days, 85, on March 6, 2015 Plaintiff had been keeplocked for a total of 110 days.

and had has been on loss of privileges for 110 days, as well, including phone privileges.

86, on March 11, 2015 plaintiff was entitled to a phone call.

87, plaintiff was denied that phone call by officer Schedel and Sgt Bradley. Note plaintiff hasn't contacted his family verbally in nearly 120 days at this time, and faced retaliation.

Harassment and discrimination for the entire 4 months, plaintiff is also indigent and do not have funds for stamps to contact family to explain the above violations.

88, plaintiff was pending a hearing and would lose his phone privileges at that hearing. So March 11, 2015 was the only opportunity plaintiff had to contact his family to attempt to receive outside help for the above listed violations that stemmed this complaint.

89, officer schadel explained to plaintiff that sgt Bradley said to keep plaintiff away from the phones per his supervisors, 90, in order to assure that plaintiff would not <sup>Alert</sup> ~~use~~ ~~the~~ his family of the violations that stemmed this complaint officer schadel and sgt Bradley denied plaintiff a phone call know that plaintiff wouldn't have another opportunity to use the phone for another 4 months,

91, on March 25, 2015 officer cruz again came to harass plaintiff, officer cruz looked in plaintiff's cell, told plaintiff to be good and stop talking or plaintiff will be silenced, meaning stop writing grievances or plaintiff is going to be hurt,

92, out of fear I was requesting to speak to A sgt, I was let out to go to recreation, officer cruz demanded to frisk plaintiff, I refused to be frisked by officer cruz because of the two instances when he sexually touched

plaintiff's private areas, and I was tired of allow this officer to violate my manhood, and his supervisors did not when I complained but retaliate against me.

93, Officer Cruz was not running recreation therefore him wanting to frisk plaintiff was Harrassment because plaintiff asked Officer Green Jr to call the Sgt. Officer Green Jr told officer Cruz my request and it ticked officer Cruz off, because officer Cruz knew that I wanted to contact the Sgt because of his comment explained in paragraph 91.

94, plaintiff was lucky another inmate was standing with him, which made officer Cruz not beat plaintiff, because of a potential witness.

95, officer Cruz intentions was to get plaintiff on the wall, say plaintiff came off the wall and then beat plaintiff.

96, on the same day mentioned in paragraph 91 officer Cruz put a inmate on the wall that wrote a complaint about him and said the inmate came off the wall then he beat him.

97. Deputy of programs, Diane Labatte, and E. Jennings refuse to give plaintiff copies and plaintiff is indigent,

98. Plaintiff has requested copies for months to do a Article 78 for misbehavior reports plaintiff received. and because of the denial plaintiff has missed the 4 month deadline, which is a denial of access to the court,

99. The Commissioner Anthony J Annucci, and Deputy Commissioner Vernon J Fonda is failing to train employees on how to properly respect prisoners Constitutional rights which would have prevented this complaint

100. The Commissioner Anthony J Annucci fail to supervise subordinates and employees at Eastern N.Y correctional Facility.

101. The Commissioner Anthony J Annucci was made aware of the abuse that plaintiff went through as described

In this complaint he did nothing to ascertain plaintiff's safety or security

102, The Commissioner or designee visited Eastern Correctional Facility and was aware that there was no feed up slots which forced plaintiff to climb in order to receive food because officers refused to open the cell doors so plaintiff could receive food.

103, The Superintendent was also aware by grievance and by observation that there was no feed up slots on the cells for me to receive food, and I was in danger being in a cell that is not equipped for inmate occupation and Superintendent did nothing.

104, because of the violations stated in paragraphs 102 and 103 plaintiff suffered back injury from falling, by climbing to get his food that left plaintiff dependent on a cane for 6 weeks, plaintiff suffers migraine.

Headaches, and seizures because of the  
fall

105, officer cruz told me to get the fuck on  
the wall. the officer that was standing with  
officer cruz told me to just get on the  
wall so it wont be a incident

106. plaintiff got on the wall and officer  
cruz the began to pull plaintiffs pants up  
into the crack of plaintiffs buttock, kick  
plaintiffs feet, rub his hands up plaintiffs  
penis and then banged plaintiffs head on  
the wall.

107. plaintiff was then sent back to his  
cell and then denied recreation, therefore  
officer cruz FRISK was just for Harass-  
ment, Sexual Harassment and Retaliation.

108, officer cruz came to plaintiffs cell  
and told plaintiff that he cant wait to  
he go to another jail so that he could  
get plaintiff stabbed the fuck up.

109, plaintiff was then called for a tier  
II Hearing for again refusing to cut  
his hair at 10:20 am - Misbehavior,  
report was written by Sgt Vandacore

directed by Lt. Madison in case 207, on

110, the report was written clearly  
out of retaliation. The hearing 10, 195, 101  
officer was Lt. Simmons who on  
2 occasions found plaintiff not  
guilty for refusing to cut his hair  
which is plaintiff right guaranteed  
By the United States Constitution  
of America.

111, LT. Simmons found Plaintiff  
guilty and again stated that  
his supervisors told him too

112, If plaintiff received more than  
60 days keeplock Plaintiff would  
be moved out of the jail and sent  
to another prison, so this was the  
intention of the Superintendent  
and his subordinates which was  
another retaliatory tactic for  
plaintiff using the grievance system.

113, After the hearing was over Lt.  
Simmons asked plaintiff why did he  
have a knot on his head (forehead)

Plaintiff then explained to Lt Simmons that Officer Cruz had sexually touched him and have done so on two prior occasions, and that Plaintiff has a knot on his forehead because Officer Cruz banged Plaintiff's head into the wall.

114, Lt Simmons told Plaintiff not to write a grievance, the grievance system don't work, and the more Plaintiff write grievances, the more trouble he get his self into. (meaning retaliation). Lt Simmons told Plaintiff that he was gonna move Plaintiff from the unit where Officer Cruz was. At 1:30 PM on 115, 1/15/14 Plaintiff was moved to 115, 1/15/14 Lt Simmons informed Plaintiff he was gonna move Plaintiff from the unit where Officer Cruz was. At 1:30 PM on 115, 1/15/14 Plaintiff was moved to 115, 1/15/14

116, Plaintiff had a migraine headache as he usually does due to the stress of being retaliated against by officers and every rank in the facility, however on this day Plaintiff's heart was hurting.

117, At 2:30 PM Plaintiff finished unpacking his property, Plaintiff felt nauseous and weak. Plaintiff layed

DOWN

118, At 10:50 PM plaintiff's chest felt like it was burning and plaintiff heart felt as if it was gonna explode.

119, plaintiff dont smoke, use drugs, plaintiff dont eat meat, plaintiff is a vegan, plaintiff exercises, plaintiff dont have sugar Diabetes or high blood pressure. the Nurse (as plaintiff had to be rushed to medical at 11:00 PM) said that plaintiff suffered a mild heart attack because of the pressure and stress he been under due to the Retaliation, the stress of these prison officials is killing plaintiff.

120, on or around May 2, 2015 Lt Madison walked past plaintiff's cell and said to plaintiff that he can't believe plaintiff still got that stupid haircut. Lt Geminier then told Officer Geminier to write plaintiff a MIS behavior report. this was done out of retaliation and discrimination as well as harassment and had

No penological interest.

121, on or around May 15, 2015 plaintiff was sent to hearing for the MIS-behavior that Lt Madison directed Officer Sanchez to write - on that day captain webbe was holding the hearing. he stated to plaintiff that Supt Lee sent him to hold the hearing so that he could slam plaintiff real good (meaning give plaintiff the MAXIMUM time) plus

122, at the hearing captain webbe found plaintiff guilty and gave plaintiff 4 Months keeplock, 4 Months loss of phone, 4 Months loss of commissary, 4 months loss of packages and 4 months loss of property. captain webbe said that was his retribution gift to punish me harshly.

123, plaintiff was then stripped of his religious book, religious paperwork, and Newspapers, also plaintiff was stripped of all books and magazines per order of captain webbe.

(124, On or around April 11, 2015, plaintiff was written up for refusing A Directive Order and grooming standards. Lt. Sullivan held the hearing, at that time, he stated that he knows, it's nothing wrong with my hair, but I should cut it because Lt. Madison don't like it. at that time he gave me 30 days confinement and at that time was already keep locked for 5 months,

(125, On or around June 16, 2015, Deputy Russo denied plaintiff the right to attend services for the Month of Ramadan for fasting and brotherhood with fellow prisoners, as plaintiff is registered into I.

126, Deputy Russo denied plaintiff out of retaliation because plaintiff wrote grievances against him and his subordinates and supervisor, and because plaintiff filed civil suit against him his supervisors and his peers and subordinates. this is abuse and a pure disrespect.

127, on or around May 27, 2015. Supt Lee became aware that plaintiff was being denied, religious newspapers, magazines, koran and reading books, because of Captain Webbes order, Supt. Lee ignored that abuse..

128, on June 18, 2015 plaintiff was scheduled to be released from keeplock confinement. Lt Simmons changed plaintiff's release date from confinement until July 18, 2015, which was a extra 30 days that Lt Simmons imposed unlawfully upon his discretion.

129, Lt Simmons in the past would give plaintiff 30 day and plaintiff would be confined for 14 days which totals 44 days in confinement, for a total of Lt Simmons 112 days on three occasions plus the unlawful extra thirty days that forced plaintiff to be confined for a total of 72 days for no reason just because of the discretion of Lt Simmons. Lt Sullivan gave plaintiff 30 days but Lt Sullivan ran that time concurrent with plaintiff's 4 months keeplock time already imposed.

130, on or around July 18, 2015, the same day plaintiff was released from keep lock after serving 10 months, Sgt Bey sent officer Klein and officer Vanderhelde to stop plaintiff in the Hallway after plaintiff came out of the mess hall from eating dinner.

131, plaintiff was stopped by officer Klein and officer Vanderhelde because of his hairstyle. At that time plaintiff had a C.O.R.C that stated C.O.R.C unanimously agreed with Plaintiff (plaintiff) that it is unconstitutional for plaintiff to be keep locked for refusing to cut his hair, therefore plaintiff could not be keep locked any longer.

132, officer Vanderhelde told plaintiff to get against the wall, then began to pat frisk plaintiff aggressively. Then officer Vanderhelde told plaintiff to take off his shoes, plaintiff was forced to stand on the dirty floor in his socks like a slave. Sgt Bey stood there laughing.

133, sgt bey began to question plaintiff about the current lawsuit in an attempt to intimidate plaintiff.

134, on or around August 2, 2015 SGT Barg and officer krantz planted Marijuana report on plaintiff in retaliation against plaintiff for filing civil suit and grievances (that amount in a favorable C.O.R.C decision) against him and his peers and supervisors.

135, sgt Barg then placed plaintiff in protective custody the day of the hearing for the Marijuana charges so that plaintiff wouldn't have any property, therefore plaintiff wouldn't have any legal cases or directives to prepare a defense or to question witnesses with.

136, Hearing officer Charles Barnard refused to postpone the hearing so that plaintiff could obtain his legal work to properly question witnesses.

137, Hearing officer Charles Barnard denied Plaintiff the right to call witnesses again. Hearing officer stated, that, this was my only opportunity to question witnesses, the witnesses were officer Krantz and his partner.

138, That same day after the hearing Plaintiff was removed from protective custody, meaning Plaintiff was not even in protective custody for 6 hours. Plaintiff was in protective custody for no reason accept for Sgt. Barg to get Plaintiff away from his legal defense so Plaintiff wouldn't catch the witnesses man.

139, Sgt. Barg told ~~that~~ he planted the Marijuana and had officer Krantz make the report and that he got the Marijuana from the locker.

140, on the date that officer Krantz stated he saw a cigarette rolled Marijuana joint fall out of Plaintiff's pants, Sgt. Garrett was the Area supervisor therefore Sgt. Barg had no reason being in the contraband

while the Marijuana was getting tested his reason for being there was to plant Marijuana on plaintiff out of Retaliation.

141, plaintiff ended up receiving 50 days keep lock for the Misbehaviors report about the Marijuana which means that plaintiff's entire time at eastern Correctional Facility from September 2014 until October 2015 (give or take 45 days) plaintiff spent keeplock because of Abuse from Officials.

142, Lt. Madison harassed plaintiff about wearing his religious headgear and forcing plaintiff to take it off. Since Lt. Madison knew that he could no longer punish plaintiff for refusing to cut his hair because of C.O.R.C (Central Office Review Committee) decision that spoke against that, Lt. Madison called plaintiff a idiot for wearing his religious headgear.

143, Deputy Calao, E Jennings and plane Labatte further denied plaintiff copies and because of it plaintiff lost a non frivolous claim.

144, on or around June 1, 2015 officer calott gave plaintiff a misbehavior report for having magazines and books

145, on or around June 12, 2015 Lt Simmons gave plaintiff 30 days keeplock for having magazines and books on top of the seven months plaintiff already spent in keeplock, one magazine was a religious magazine.

146. plaintiff explained to Lt SIMMONS that plaintiff have a right to have books magazines and Religious reading material, and this right is protected by the USCA. Lt SIMMONS told plaintiff to take it up with the court he dont care,

147, furthermore c/o Miller co signed a misbehavior report written by c.o cruz on March 6 against plaintiff for plaintiff refusing to cut his hair which is plaintiff's right guaranteed by the USCA.

148 Dep Russo and Superintendent Lee denied all plaintiff's <sup>Appeals</sup> ~~claims~~ to them for the above mentioned claims out of retaliation.

## FIRST CAUSE OF ACTION

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LT. Madison, violation of plaintiff's  
Right to the freedom of expression  
by directing his subordinates to  
punish Plaintiff for refusing to cut  
his hair which is plaintiff's guaranteed  
right under the USCA First Amendment  
Relief requested: Monetary Damages  
\$10,000.00 compensatory damages \$15,000.00  
Punitive damages to be decided by  
jury, Mental and emotional anguish  
\$50,000.00

## SECOND CAUSE OF ACTION

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LT. Madison violation of plaintiff's  
Right to the free exercise of  
Religion by directing his subor-  
dinates to punish plaintiff for  
refusing to cut his hair which is  
a Religious symbol that represents  
Wisdom is plaintiff's religious belief  
which is plaintiff's guaranteed right  
under the USCA First Amendment.  
Monetary damages \$10,000.00 Com-  
pensatory damages \$15,000.00 mental  
and emotional anguish \$50,000

### THIRD CAUSE OF ACTION

Lt Madison, violation of plaintiffs right to the free exercise of religion, by him telling Plaintiff to take off his religious headgear that's guaranteed by USCA First Amendment. Damages Monetary \$10,000, compensatory \$15,000 mental \$50,000 emotional

### FOURTH CAUSE OF ACTION

Lt Madison, violation of plaintiffs right to exercise his religion under the Religious Land use and Institutionalized persons Act of 2000 (RLUIPA) by directing his subordinates to punish Plaintiff for refusing to cut his hair which is a religious symbol that represents wisdom in plaintiffs religious belief. Relief requested compensatory damages \$25,000.00, mental and emotional damages \$75,000.00 punitive damages to be decided by jury.

### FIFTH CAUSE OF ACTION

Lt Madison, violation of plaintiffs right to the free exercise of religion, by him telling Plaintiff to take off his religious headgear that is protected by the religious land use and institutionalized persons ACT OF 2000

relief requested compensatory damages  
\$25,000.00 mental and emotional anguish  
\$75,000.00 punitive damages to be decided  
by jury

#### SIXTH CAUSE OF ACTION

LT Madison - on going retaliation  
In violation of plaintiff 8th Amendment  
right to the united states constitution  
relief requested compensatory damages  
\$50,000.00 mental and emotional  
anguish \$125,000.00 punitive damages  
to be decided by jury.

#### SEVENTH CAUSE OF ACTION

LT Madison on going Harassment  
In violation of plaintiff's eighth  
Amendment right to the united states  
constitution. compensatory damages  
\$50,000.00 mental and emotional  
anguish \$125,000.00 punitive damages  
to be decided by jury.

#### EIGHTH CAUSE OF ACTION

LT MADISON - violation of plaintiff's  
equal protection right guaranteed

guaranteed by the Fourteenth Amendment to the United States Constitution of America. By allowing other prisoners to express themselves through their hairstyle or exercise their religion through their hairstyle but punish Plaintiff for his hairstyle that pose no threat to the safety security or order of the facility which is discrimination relief requested compensatory damages \$75,000 mental and emotional anguish & 125,000.00 punitive damages to be decided by jury.

#### NINTH CAUSE OF ACTION

Lt Madison - All violations of Plaintiff's constitutional rights by Lt Madison as stated in complaint and causes of Actions, 1-8 was done maliciously and purposely, which is deliberate and indifference. Lt Madison does not therefore qualify for immunity. Defendant Lt Madison's conduct violated Plaintiff's clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v. Coughlin, 31 F. Supp. 2d 301 (1998) vacated 225 F.3d 647.

All listed 8 claims deprived plaintiff of social interaction. Social interaction is a basic human need. All listed 8 causes of action resulted in confinement in solitary form that was in violation of plaintiffs constitutional right which amounts to a 8<sup>th</sup> Amendment cruel and unusual punishment violation under the USCA. Compensatory damages \$ 100,000.00 mental and emotional anguish \$150,000.00 Punitive Damages to be decided by jury,

#### TENTH CAUSE OF ACTION

SGT Bey violation of plaintiffs right to the freedom of expression by punishing plaintiff for refusing to cut his hair which is plaintiffs guaranteed right under the USCA First Amendment. relief requested Monetary damages \$ 5,000.00 compensatory damages \$10,000.00 mental and emotional anguish \$ 20,000.00. punitive damages to be decided by jury.

#### ELEVENTH CAUSE OF ACTION

SGT BEY. VIOLATION OF PLANTIFFS RIGHT TO THE FREE EXERCISE OF RELIGION by punishing plaintiff for refusing

TO CUT HIS HAIR WHICH IS A RELIGIOUS SYMBOL  
THAT REPRESENT WISDOM IN PLAINTIFFS RELIGIOUS  
BELIEF WHICH IS PLAINTIFFS GUARANTEED  
RIGHT UNDER THE USCA FIRST AMENDMENT.  
MONETARY DAMAGES \$ 8,500.00 COMPENSATORY  
DAMAGES \$ 12,500.00 MENTAL AND EMOTIONAL  
ANGUISH \$ 35,000.00. PUNITIVE DAMAGES TO  
BE DECIDED BY JURY.

#### ~~THE~~ TWELFTH CAUSE OF ACTION

SGT BEY. VIOLATION OF PLAINTIFFS RIGHT  
TO THE FREE EXERCISE OF HIS RELIGION  
UNDER THE RELIGIOUS LAND USE AND  
INSTITUTIONALIZED PERSONS ACT OF  
2000 (RLUIPA) BY PUNISHING PLAINTIFF  
FOR REFUSING TO CUT HIS HAIR WHICH IS  
PLAINTIFFS RELIGIOUS SYMBOL THAT REPRE-  
SENTS WISDOM IN PLAINTIFFS RELIGIOUS  
BELIEF. RELIEF REQUESTED \$ 20,000.00  
COMPENSATORY DAMAGES, MENTAL AND  
EMOTIONAL ANGUISH \$ 50,000.00. PUNITIVE  
DAMAGES TO BE DECIDED BY JURY.

#### THIRTEENTH CAUSE OF ACTION

SGT BEY. HARRASSMENT IN VIOLATION  
OF PLAINTIFFS EIGHTH AMENDMENT RIGHT  
TO THE USCA. COMPENSATORY DAMAGES  
\$ 50,000.00. MENTAL AND EMOTIONAL  
ANGUISH \$ 75,000.00. PUNITIVE DAMAGES  
TO BE DECIDED BY JURY.

## FOURTEENTH CAUSE OF ACTION

SGT Bey. Violation of plaintiffs equal protection right guaranteed by the Fourteenth Amendment to the United States Constitution of America. By allowing other prisoners to express themselves through there hairstyle or exercise of there religion through there hairstyle but punish plaintiff for his hairstyle that pose no threat to the safety, security or threat to the order of facility which is discrimination. relief requested - compensatory damages # 75,000.00 mental and emotional anguish # 125,000.00 punitive damages to be decided by jury.

## FIFTEENTH CAUSE OF ACTION

SGT Bey. All violations of plaintiffs constitutional rights by SGT Bey as stated in complaint and causes of action 10-14 was done maliciously and purposely, which is deliberate indifference, SGT Bey therefore does not qualify for immunity. Defendant SGT Bey's conduct

VIOLATED PLAINTIFFS CLEARLY ESTABLISHED  
STATUTORY AND CONSTITUTIONAL RIGHTS  
WHICH HE KNEW AND ANY REASONABLE  
OFFICIAL WOULD HAVE KNOWN SEE  
Wright Vaughn, 31 F. Supp 2d 301  
(1998) VACATED 225 F.3d 647, ALL  
5 CLAIMS DEPRIVED PLAINTIFF OF SOCIAL  
INTERACTION. SOCIAL INTERACTION  
IS A BASIC HUMAN NEED, ALL 5 CAUSES  
OF ACTION RESULTED IN CONFINEMENT  
IN SOLITARY FORM THAT HAD NO PERO-  
LOGICAL INTEREST AND VIOLATED PLAINTIFFS  
CONSTITUTIONAL RIGHT WHICH AMOUNTS TO  
A 8TH AMENDMENT CRUEL AND UNUSUAL  
PUNISHMENT. VIOLATION UNDER THE  
USCA - COMPENSATORY DAMAGES \$ 100,000.00  
MENTAL AND EMOTIONAL ANGUISH \$ 150,000.00  
PUNITIVE DAMAGES TO BE DECIDED BY JURY.

#### SIXTEENTH CAUSE OF ACTION

SGT BEY : RETALIATION IN VIOLATION OF  
THE 8TH AMENDMENT TO THE UNITED  
STATES CONSTITUTION AND 14TH AMEND-  
MENT EQUAL PROTECTION.

#### SEVENTEENTH CAUSE OF ACTION

OFFICER KOZAK HARASSMENT IN  
VIOLATION OF THE 8TH AMENDMENT

TO the USCA, relief requested compensatory Damages \$ 3,500.00 Mental and emotional Anguish, \$ 10,000.00, punitive damages to be decided by Jury.

#### EIGHTEENTH CAUSE OF ACTION

OFFICER KOZAK, Retaliation in violation of the 8th Amendment to the USCA - Relief requested compensatory damages \$5,000.00 Mental and emotional anguish \$ 15,000.00, punitive damages to be decided by Jury.

#### NINETEENTH CAUSE OF ACTION

Officer WAUGH Officer ~~WAUGH~~ VIOLATION OF PLAINTIFF'S right to the freedom of expression by punishing plaintiff for refusing to cut his hair which is plaintiff's guaranteed right under the U.S.C.A First Amendment, relief requested monetary damages \$5,000.00 compensatory damages \$ 10,000.00 mental and emotional damages \$20,000.00 punitive damages to be decided by Jury.

## TWENTIETH CAUSE OF ACTION

OFFICER WAUGH VIOLATION OF PLAINTIFFS  
RIGHT TO THE FREE EXERCISE OF RELIGION  
BY PUNISHING PLAINTIFF FOR REFUSING  
TO CUT HIS HAIR WHICH IS A RELIGIOUS  
SYMBOL THAT REPRESENTS WISDOM IN  
PLAINTIFFS RELIGIOUS BELIEF WHICH IS PLAINTIFFS  
GUARANTEED RIGHT UNDER THE USCA FIRST  
AMENDMENT. MONETARY DAMAGES \$ 8,500.00  
COMPENSATORY DAMAGES \$12,500.00 MENTAL  
AND EMOTIONAL ANGUISH \$ 35,000.00, PUNITIVE  
DAMAGES TO BE DECIDED BY JURY.

## TWENTY FIRST CAUSE OF ACTION

OFFICER WAUGH VIOLATION OF PLAINTIFFS  
RIGHT TO THE FREE EXERCISE OF HIS RELIGION  
UNDER THE RELIGIOUS LAND USE AND INSTI-  
TUTIONALIZED PERSONS ACT OF 2000 (RLUIPA)  
BY PUNISHING PLAINTIFF FOR REFUSING TO CUT  
HIS HAIR WHICH IS PLAINTIFFS RELIGIOUS SYMBOL  
THAT REPRESENTS WISDOM IN PLAINTIFFS  
RELIGIOUS BELIEF. RELIEF REQUESTED. COM-  
PENSATORY DAMAGES \$ 20,000.00 MENTAL  
AND EMOTIONAL STRESS \$ 50,000.00

## TWENTY SECOND CAUSE OF ACTION

OFFICER WAUGH, Harrassment in violation of plaintiffs eight Amendment right to the USCA . compensatory Damages \$150,000.00 mental and emotional anguish \$75,000.00 punitive Damages to be decided by Jury.

## TWENTY THIRD CAUSE OF ACTION

OFFICER WAUGH, violation of plaintiffs equal protection rights guaranteed by the fourteenth Amendment to the USCA. By allowing other prisoners to express themselves through there hairstyle or exercise there religion through there hairstyle but punishing plaintiff for his hairstyle that pose no threat to the safety, security or order of the facility which is discrimination. relief requested compensatory damages \$75,000.00 mental and emotional anguish \$125,000.00 punitive Damages to be decided by Jury,

## TWENTY FOURTH CAUSE OF ACTION

OFFICER WAUGH, Retaliation in violation of plaintiffs 8th Amendment

Right guaranteed by the USCA relief request-  
ed: compensatory damages \$7,500.00 mental  
and emotional anguish \$25,000.00

#### TWENTY FIFTH CAUSE OF ACTION

OFFICER WAUGH, VIOLATION OF PLAINTIFF'S  
FOURTH AMENDMENT RIGHT GUARANTEED  
UNDER THE USCA, ASSISTED IN THE SEARCH,  
FRISK AND STRIP FRISK OF PLAINTIFF JUST  
TO HARASS AND RETALIATE AGAINST PLAINTIFF  
FOR PLAINTIFF USING THE GRIEVANCE SYSTEM  
AND LAW LIBRARY TO DEFEND HISSELF  
IN A DISCIPLINARY HEARING - SEARCH FRISK  
OF PLAINTIFF AND STRIP FRISK OF PLAINTIFF  
HAD NO PENALOGICAL INTEREST - COMPENSATORY  
DAMAGES \$15,000.00 MENTAL AND EMOTIO-  
NAL ANGUISH \$35,000.00 PUNITIVE DAMAGES  
TO BE DECIDED BY JURY.

#### TWENTY SIXTH CAUSE OF ACTION

OFFICER WAUGH, ALL VIOLATIONS OF PLAINTIFF'S  
CONSTITUTIONAL RIGHTS BY OFFICER WAUGH  
AS STATED IN COMPLAINT, AND CAUSES OF  
ACTION WAS DONE MALICIOUSLY AND PUR-  
POSELY, WHICH IS DELIBERATE INDIFFERENCE,

OFFICER Waugh therefore does not qualify for immunity. Defendant officer Waugh's conduct violated Plaintiff clearly established statutory and constitutional rights which he knew and any reasonable official would have known, see Wright v Coughlin 31 F. Supp 2d 301 (1998) vacated 225 F.3d 647. All claims deprived Plaintiff of social interaction for subjecting Plaintiff to solitary confinement unlawfully, social interaction is a basic human need which violates Plaintiff's right under the 8th Amendment to the United States Constitution of America, compensatory damages \$ 100,000.00 mental anguish \$ 150,000.00 punitive damages to be decided by jury

#### TWENTY SEVENTH CAUSE OF ACTION

SGT CONNOR Harassment in violation of Plaintiff's 8th Amendment right to the USA. Compensatory damages \$ 15,000.00 Mental

And emotional anguish \$125,000.00 punitive  
Damages to be decided by Jury.

#### TWENTY EIGHTH CAUSE OF ACTION

SGT CONNOR - Retaliation in violation of  
plaintiffs eighth Amendment right to the  
U.S.C.A Compensatory Damages \$ 25,000.00  
~~mental and emotional~~ <sup>Punitive Damages</sup> to be decided  
by Jury. Mental and emotional damages \$ 75,000.00

#### TWENTY NINTH CAUSE OF ACTION

SGT CONNOR VIOLATION OF PLAINTIFFS  
FOURTH AMENDMENT RIGHT GUARANTEED  
under the USCA - No penological reason  
to authorize frisk of plaintiffs cell  
except to retaliate and Harass plain-  
tiff for using the grievance system.  
compensatory damages \$ 35,000.00 (Mental anguish)  
THIRTIETH CAUSE OF ACTION (\$75,000.00)

SGT CONNOR - All violations of plaintiffs  
constitutional rights by SGT Connor as  
stated in complaint and causes of action  
was done maliciously and purposely.. which  
is Deliberate Indifference . SGT Connor  
therefore Does not qualify for immunity -  
Defendant SGT Connors conduct violated  
plaintiffs clearly established statutory and  
constitutional rights which he knew and any

reasonable official would have known. See  
Wright v. Coughlin 31 F. Supp 2d 301 (1998)  
Vacated 225 F.3d 647. all claims deprived  
Plaintiff of social interaction by subjecting  
Plaintiff to solitary confinement unlawfully.  
Social interaction is a basic human need  
which violates Plaintiff right to be free  
from cruel and unusual punishment 8th  
Amendment to the United States Constitution.  
Compensatory damages \$75,000.00 Mental  
and emotional anguish \$100,000.00 Punitive  
Damages to be decided by Jury.

#### THIRTY FIRST CAUSE OF ACTION

Captain Webbe, Violation of Plaintiff's Right  
to the freedom of expression guaranteed  
under The First Amendment to the USCA.  
relief requested, compensatory damages  
\$ 35,000.00 mental and emotional  
damages \$ 75,000.00 punitive damages to  
be decided by jury.

#### THIRTY SECOND CAUSE OF ACTION

CAPTAIN Webbe, Violation of Plaintiff's right  
to the free exercise of religion, First Amend-  
ment to the USCA, Relief requested

Compensatory damages \$ 50,000.00 Mental and emotional anguish \$ 125,000.00 punitive Damages to be decided by jury

### THIRTY THIRD CAUSE OF ACTION

CAPTAIN WEBBE. VIOLATION OF PLAINTIFFS right to the free exercise of religion guaranteed under the religious land use and institutionalized persons act of 2000, relief requested. Compensatory damages \$ 50,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided by jury.

### THIRTY FOURTH CAUSE OF ACTION

CAPTAIN WEBBE HARASSMENT IN VIOLATION OF PLAINTIFFS EIGHTH AMENDMENT right to the USCA. COMPENSATORY DAMAGES \$ 15,000.00 mental and emotional stress \$ 75,000.00 PUNITIVE DAMAGES TO BE DECIDED BY JURY.

### THIRTY FIFTH CAUSE OF ACTION

CAPTAIN WEBBE. ~~HARASSMENT~~ RETALIATION IN VIOLATION OF PLAINTIFFS EIGHT AMENDMENT RIGHT TO THE USCA. COMPENSATORY

Damage \$ 75,000.00 mental and emotional  
anguish \$150,000.00, punitive damages to  
be decided by jury.

#### THIRTY SIXTH CAUSE OF ACTION

CAPTAIN Webbe, violation of plaintiffs  
Equal protection right guaranteed by  
the Fourteenth Amendment to the  
USCA By allowing other prisoners to express  
themselves through there hairstyle or  
exercise there religion through there  
hairstyle but punish Plaintiff for doing  
the same, relief requested \$ 160,000.00  
mental and emotional anguish & 175,000.00  
punitive damages to be decided by jury.

#### THIRTY SEVENTH CAUSE OF ACTION

CAPTAIN webbe ~~is~~ violations of plaintiffs  
constitutional right, Access to reading  
Material FIRST Amendment to the  
USCA relief requested \$ 35,000.00 com-  
pensatory damages Mental and emotional  
Anguish \$ 50,000.00, punitive damages  
to be decided by jury.

## THIRTY EIGHT CAUSE OF ACTION

CAPTAIN WEBBE. All violations of plaintiffs constitutional rights by captain webbe as stated in complaint and causes of action was done maliciously and purposely, which is deliberate indifference. captain webbe therefore does not qualify for immunity.

Defendant captain webbes conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v. Coughlin ~~301 F. Supp. 2d~~, 31 F. Supp. 2d 301 (1998) vacated 225 F.3d 647. All claims deprived plaintiff of social interaction for subjecting plaintiff to solitary confinement unlawfully. Social interaction is a basic human need, therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the United States Constitution of America. Compensatory damages \$ 150,000.00 mental and emotional anguish \$ 200,000.00 Punitive damages to be decided by jury.

## THIRTY NINTH CAUSE OF ACTION

DEPUTY RUSSO VIOLATION OF plaintiffs right to the freedom of expression guaranteed under the first Amendment

to the USCA. relief requested compensatory damages \$50,000.00 Mental and emotional anguish \$175,000.00 Punitive damages to be decided by jury

#### FOURTIETH CAUSE OF ACTION

Deputy Russo, violation of plaintiffs right to the free exercise of religion, First Amendment to the USCA, Relief Requested compensatory damages \$ 75,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by jury.

#### FOURTY FIRST CAUSE OF ACTION

Deputy Russo, violation of plaintiffs right to the free exercise of religion guaranteed under the religious land use and institutionalized persons Act of 2000 relief requested compensatory damages \$125,000.00 mental and emotional damages \$ 150,000.00 punitive damages to be decided by jury.

#### FOURTY SECOND CAUSE OF ACTION

Deputy Russo, Harassment in violation of plaintiffs eight Amendment right to the USCA, compensatory damages

\$ 20,000.00 mental and emotional anguish  
\$ 80,000.00 punitive damages to be decided  
by jury

#### FORTY THIRD CAUSE OF ACTION

Deputy RUSSO Retaliation in violation  
of plaintiffs eight Amendment right  
to the USCA, compensatory damages \$  
75,000 mental and emotional anguish  
\$ 150,000.00 punitive damages to be  
decided by jury -

#### FORTY FOURTH CAUSE OF ACTION

Deputy RUSSO violation of plaintiffs  
equal protection rights guaranteed by  
the fourteenth amendment to the  
USCA by allowing other prisoners express  
themselves through there hairstyle ~~or~~  
or exercise there religion through there  
hairstyle but punish plaintiff for doing  
the same, relief requested \$ 100,000.00  
compensatory damages \$ 175,000.00 mental  
and emotional anguish, punitive damages  
to be decided by jury,

#### FORTY FIFTH CAUSE OF ACTION

Deputy RUSSO, all violations of plaintiffs

constitutional rights by Deputy Russo. as stated in complaint and causes of Action was done maliciously and purposely, which is deliberate indifference. Deputy Russo therefore does not qualify for immunity. Defendant Deputy Russos conduct violated Plaintiff's clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647. all claims Deprived Plaintiff of social interaction ~~by~~ subjecting Plaintiff to solitary confinement unlawfully. social interaction is a basic Human need therefore Plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the United States Constitution of America Compensatory Damages \$ 150,000.00 mental and emotional anguish \$ 225,000.00 punitive Damages to be decided by jury

#### FOURTY SIXTH CAUSE OF ACTION

Deputy Russo DISCRIMINATION  
against Plaintiff in violation  
of the Fourteenth Amendment to  
the USCA. Compensation \$ 85,000.00  
mental and emotional anguish \$175,000.00

punitive damages to be decided by jury.

#### FORTY SEVENTH CAUSE OF ACTION

SUPERINTENDANT LEE. RETALIATION IN VIOLATION OF PLAINTIFFS 8TH AMENDMENT RIGHT TO THE USCA. RELIEF REQUESTED COMPENSATORY DAMAGES \$ 200,000.00 MENTAL AND EMOTIONAL ANGUISH \$ 350,000.00 PUNITIVE DAMAGES TO BE DECIDED BY JURY.

#### FORTY EIGHTH CAUSE OF ACTION

SUPERINTENDANT LEE. HARRASSMENT IN VIOLATION OF PLAINTIFFS 8TH AMENDMENT RIGHT TO THE UNITED STATES CONSTITUTION OF AMERICA. COMPENSATORY DAMAGES \$ 150,000.00 MENTAL AND EMOTIONAL ANGUISH \$ 250,000.00 PUNITIVE DAMAGES TO BE DECIDED BY JURY.

#### FORTY NINTH CAUSE OF ACTION

SUPERINTENDANT LEE VIOLATION OF PLAINTIFFS RIGHT TO FREEDOM OF EXPRESSION GUARANTEED BY THE FIRST AMENDMENT TO USCA. RELIEF REQUESTED

Compensatory damages \$ 200,000.00 mental  
and emotional anguish \$ 375,000.00  
Punitive damages to be decided by jury

#### FIFTIETH CAUSE OF ACTION

Superintendent Lee violation of plaintiffs  
rights to the freedom of religion  
guaranteed by the first Amendment to  
the United States of America. relief  
requested. compensatory damages \$ 200,000.00  
mental and emotional anguish \$ 375,000.00  
punitive damages to be decided by jury.

#### FIFTY FIRST CAUSE OF ACTION

Superintendent Lee violation of plaintiffs  
right to the freedom of exercise  
religion under the Religious Land Use  
and Institutionalized Persons Act of  
2000 \$ 200,000.00 compensatory  
damages, mental and emotional anguish  
\$ 375,000.00. punitive damages to be  
decided by jury.

## FIFTY SECOND CAUSE OF ACTION

superintendent lee. violation of plaintiffs equal protection rights guaranteed by the fourteenth Amendment to the USCA by allowing other prisoners to express themselves through their hairstyle or exercise their religion through their hairstyle but punish plaintiff for doing the same. relief requested plaintiff for doing the same. relief requested compensatory damages \$250,000.00 mental and emotional anguish \$400,000.00 punitive damages to be decided by jury.

## FIFTY THIRD CAUSE OF ACTION

DISCRIMINATION in violation of plaintiffs fourteenth Amendment to the USCA. relief requested compensatory damages \$375,000.00 mental and emotional anguish \$500,000.00 punitive damages to be decided by jury. - superintendent lee.

## FIFTY FOURTH CAUSE OF ACTION

superintendent lee. inhumane confinement in violation of plaintiff 8th Amendment Right to the USCA. relief requested compensatory damages \$500,000.00 mental emotional \$750,000.00 punitive damages decided by jury

## FIFTY FIFTH CAUSE OF ACTION

Superintendent Lee, inhumane confinement in violation of plaintiff's 8th amendment right to the U.S.C.A. by allowing the prison to be freezing cold and refusing to issue extra clothing or bedding or turn on the heat. Relief requested \$25,000.00 compensatory damages mental and emotional damages \$150,000.00, punitive damages to be decided by jury.

## FIFTY SIXTH CAUSE OF ACTION

Superintendent Lee, failure to supervise relief requested compensatory damages \$50,000.00 mental and emotional damages \$175,000.00, punitive damages to be decided by jury.

## FIFTY SEVENTH CAUSE OF ACTION

Superintendent Lee violation of plaintiff's right to reading material guaranteed by the First Amendment to the USCA relief requested compensatory damages \$100,000.00 mental and emotional anguish

\$1 175,000.00 punitive damages to be decided by jury.

#### FIFTY EIGHTH CAUSE OF ACTION

Superintendent Lee, All violations of plaintiffs constitutional rights by Superintendent Lee as stated in complaint and causes of action was done maliciously and purposely which is deliberate indifference. Defendant Superintendent Lees conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known, see Wright v. Coughlin 31 F. Supp 2d 301 (1998) vacated 225 F.3d 647 - all claims deprived plaintiff of social interaction by ~~by~~ subjecting plaintiff to solitary confinement unlawfully, social interaction is a basic human need which violates plaintiffs right under the 8th Amendment to the USCA - compensatory damages \$ 325,000.00 mental and emotional damages to anguish \$ 500,000.00 <sup>punitive damages to</sup> ~~damages to be~~ be decided by jury,

## FIFTY NINTH CAUSE OF ACTION

Lieutenant Simmons violation of plaintiffs  
Right to the freedom of expression guaranteed  
by the first Amendment to the  
USCA, compensatory damages \$ 125,000.00  
mental and emotional anguish \$ 325,000.00  
punitive damages to be decided by jury

## SIXTIETH CAUSE OF ACTION

Lieutenant Simmons violation of plaintiffs  
Right to the freedom to exercise Religion  
guaranteed by the first Amendment to the  
USCA compensatory damages \$ 125,000.00  
mental and emotional anguish \$ 325,000.00  
punitive damages to be decided by jury

## SIXTY FIRST CAUSE OF ACTION

Lieutenant Simmons violation of plaintiffs  
Right to the free exercise of religion  
guaranteed by the Religious Land Use and  
Institutionalized persons Act of 2000,  
relief requested compensatory damages  
\$ 125,000.00 emotional and mental  
anguish \$ 325,000.00 punitive damages  
to be decided by jury.

## SIXTY SECOND CAUSE OF ACTION

Lt Simmons denial of access to reading material in violation of plaintiffs first amendment rights guaranteed by the USCA. relief requested. compensatory Damages \$ 75,000.00 mental and emotional anguish & 125,000.00 punitive damages to be decided by jury.

## SIXTY THIRD CAUSE OF ACTION

Lt Simmons Harassment in violation of plaintiffs 8th Amendment right to the USCA. relief requested. compensatory Damages \$ 175,000.00 mental and emotional anguish & 250,000.00. punitive damages to be decided by jury

## SIXTY FOURTH CAUSE OF ACTION

Lt Simmons Retaliation in violation of plaintiffs 8th Amendment right to the USCA. relief requested \$ 175,000.00 mental and emotional anguish & 250,000.00 punitive damages to be decided by jury,

## SIXTY FIFTH CAUSE OF ACTION

LT SIMMONS DISCRIMINATION AGAINST PLAINTIFF  
IN VIOLATION OF PLAINTIFFS FOURTEENTH AMENDMENT  
TO THE USCA. RELIEF REQUESTED COMPEN-  
SATORY DAMAGES \$ 85,000.00 MENTAL AND EMOTI-  
TIONAL ANGUISH & 175,000.00 PUNITIVE  
DAMAGES, TO BE DECIDED BY JURY -

## SIXTY SIXTH CAUSE OF ACTION

LT SIMMONS ALL VIOLATIONS OF PLAINTIFFS  
CONSTITUTIONAL RIGHTS BY LT SIMMONS  
AS STATED IN COMPLAINT AND CAUSES OF  
ACTION WAS DONE MALICIOUSLY AND PURPOSELY  
WHICH IS DELIBERATE INDIFFERANCE. LT SIMMONS  
THEREFORE DOES NOT QUALIFY FOR IMMUNITY.  
DEFENDANT LT SIMMONS CONDUCT VIOLATED  
PLAINTIFFS CLEARLY ESTABLISHED STATUTORY  
AND CONSTITUTIONAL RIGHTS WHICH HE KNEW  
AND ANY REASONABLE OFFICIAL WOULD HAVE  
KNOWN, SEE WRIGHT V COUGHLIN 31 F SUPP 2d  
301 (1998) VACATED 225 F 3d 647. ALL CLAIMS  
DEPRIVED PLAINTIFF OF SOCIAL INTERACTION BY  
SUBJECTING PLAINTIFF TO SOLITARY CONFINEMENT  
UNLAWFULLY. SOCIAL INTERACTION IS A BASIC  
HUMAN NEED THEREFORE PLAINTIFF WAS SUB-

jected to cruel and unusual punishment in  
violation of the 8th Amendment to the  
United States Constitution of America.  
relief requested, compensatory damages  
\$ 150,000.00 mental and emotional anguish  
\$ 225,000.00 punitive damages to be decided  
by jury.

#### SIXTY SEVENTH CAUSE OF ACTION

Lt Simmons violation of plaintiffs equal  
protection rights guaranteed by the  
Fourteenth Amendment, relief requested  
compensatory damages \$ 125,000.00  
mental and emotional anguish \$ 175,000.00  
punitive damages to be decided by jury.

#### SIXTY EIGHTH CAUSE OF ACTION

Deputy Administration Wendland  
Violation of plaintiffs right to the  
freedom of expression plaintiffs  
guaranteed right to the First Amend-  
ment to the USCA relief requested  
\$ 75,000.00 compensatory damages

mental and emotional anguish \$175,000.00  
Punitive damages to be decided by jury.

#### SIXTY-NINTH CAUSE OF ACTION

Deputy administration wendland Violation  
of plaintiffs right to the free exercise of  
religion guaranteed by the first Amendment  
to the USCA. relief requested is compensatory  
\$ 75,000.00 mental and emotional  
damages \$ 75,000.00 anguish \$ 150,000.00  
punitive damages to be  
decided by jury.

#### SEVENTIETH CAUSE OF ACTION

Deputy administration wendland violation  
of plaintiffs right to the free exercise  
of religion guaranteed by the Religious  
Land Use and Institutionalized persons  
ACT OF 2000 compensatory Damages \$ 75,000.00  
mental and emotional anguish \$ 125,000.00 punitive  
damages to be decided by jury.

#### SEVENTY FIRST CAUSE OF ACTION

Deputy Administration wendland. Harassment  
in violation of plaintiffs 8th Amendment  
right to the USCA. relief requested

Compensatory damages \$ 50,000.00 mental and emotional anguish & 125,000.00 punitive damages to be decided by jury.

#### SEVENTY SECOND CAUSE OF ACTION

Deputy Administration wendland, Retaliation in violation of plaintiffs 8th Amendment right to the USCA relief requested compensatory damages \$ 100,000.00 mental and emotional anguish & 200,000.00 punitive damages to be decided by jury.

#### SEVENTY THIRD CAUSE OF ACTION

Deputy Administration wendland violation of plaintiffs equal protection rights guaranteed by the Fourteenth Amendment to the USCA relief requested compensatory damages \$ 125,000.00 mental and emotional anguish & 250,000.00 punitive damages to be decided by jury.

#### SEVENTY FOURTH CAUSE OF ACTION

Deputy Administration wendland, All violations of plaintiffs constitutional Rights by Deputy Administration wend-

Land as stated in complaint and causes of action was done maliciously and intentionally which is deliberate indifference. Deputy Administration Wendland therefore does not qualify for immunity. Defendant Deputy of Administration Wendland conduct violated plaintiffs clearly established statutory and constitutional rights which she knew and any other reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647, all claims deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully, social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA relief requested compensatory damages \$ 150,000.00, mental and emotional anguish \$ 250,000.00, punitive damages to be decided by jury.

#### SEVENTY FIFTH CAUSE OF ACTION

OFFICER MILLER VIOLATION OF PLAINTIFFS right to the freedom of expression guaranteed by the First Amendment to

TO the USCA relief requested compensatory damages \$ 10,000.00 mental and emotional anguish \$ 17,000.00  
Punitive damages to be decided by jury

#### SEVENTY SIXTH CAUSE OF ACTION

OFFICER MILLER VIOLATION OF plaintiffs right to the freedom of religion guaranteed by the First Amendment to the USCA Relief requested compensatory damages \$ 10,000.00 mental and emotional anguish \$ 17,000.00 punitive damages to be decided by jury,

#### SEVENTY SEVENTH CAUSE OF ACTION

OFFICER MILLER VIOLATION OF plaintiffs right to the freedom of religion guaranteed by the ~~elderly disabled~~ <sup>religious Land use and  
Institutionalized persons act of 2000</sup> ~~elderly disabled~~ relief requested compensatory damages \$ 15,000.00 mental and emotional anguish \$ 35,000.00 punitive damages to be decided by jury,

## SEVENTY EIGHTH CAUSE OF ACTION

OFFICER MILLER. Harassment in violation of plaintiffs eighth Amendment right to the USCA \$ 7,500.00 mental and emotional anguish \$ 12,000.00 punitive damages to be decided by jury.

## SEVENTY NINTH CAUSE OF ACTION

OFFICER MILLER retaliation in violation of plaintiffs 8th Amendment right to the USCA relief requested \$ 10,000.00 compensatory damages, mental and emotional anguish \$ 25,000.00. punitive damages to be decided by jury.

## EIGHTIETH CAUSE OF ACTION

OFFICER MILLER VIOLATION OF plaintiffs right to the equal protection guaranteed by the Fourteenth Amendment, to the USCA relief requested, compensatory damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00

## EIGHTY FIRST CAUSE OF ACTION

OFFICER MILLER DISCRIMINATION. DISCRIMINATION, VIOLATION OF PLAINTIFFS 14TH AMENDMENT RIGHT GUARANTEED BY THE USCA.

RELIEF REQUESTED COMPENSATORY DAMAGES  
\$ 50,000.00 MENTAL AND EMOTIONAL ANGUISH  
\$ 150,000.00 PUNITIVE DAMAGES TO BE DECIDED  
BY JURY.

## EIGHTY SECOND CAUSE OF ACTION

OFFICER MILLER. ALL VIOLATIONS OF PLAINTIFFS CONSTITUTIONAL RIGHTS BY OFFICER MILLER AS STATED IN COMPLAINT AND CAUSES OF ACTION WAS DONE MALICIOUSLY AND INTENTIONALLY WHICH IS DELIBERATE INDIFFERENCE.

~~Maliciously~~ OFFICER MILLER'S CONDUCT VIOLATED CLEARLY ESTABLISHED STATUTORY AND CONSTITUTIONAL RIGHTS WHICH HE KNEW AND ANY REASONABLE OFFICER WOULD HAVE KNOWN - SEE, WRIGHT V. COUGHLIN 31 F SUPP 2D 301 (1998) VACATED 225 F.3D 647 - ALL CLAIMS DEPRIVED PLAINTIFF OF SOCIAL INTERACTION BY SUBJECTING PLAINTIFF TO SOLITARY CON-

Finement unlawfully. Social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA relief requested compensatory damages \$ 50,000.00 mental and emotional anguish \$ 100,000.00, punitive damages to be decided by jury

#### EIGHTY THIRD CAUSE OF ACTION

Deputy Calab. Violation of plaintiffs right to the access of courts in violation of plaintiffs first Amendment to the USCA. relief requested \$ 250,000.00 compensatory damages \$ 125,000.00 Monetary damages mental and emotional anguish \$ 75,000.00 punitive damages to be decided by jury.

## EIGHTY FOURTH CAUSE OF ACTION

C. Jennings Denied plaintiff access to the court in violation of plaintiff's first Amendment right to the USCA relief requested

Monetary Damages \$ 25,000.00

Compensatory Damages \$ 50,000.00  
mental and emotional anguish

\$100,000.00 punitive damages to be decided by jury

## EIGHTY FIFTH CAUSE OF ACTION

Diane Labatte Denied plaintiff access to the court in violation of plaintiff's first Amendment right to the USCA. relief requested Monetary damages \$ 25,000.00 compensatory damages \$ 50,000.00 mental

and emotional anguish \$100,000.00

punitive damages to be decided by jury

## EIGHTY SIXTH CAUSE OF ACTION

Anthony Annucci. Failure to supervise  
relief requested. compensatory damages  
\$ 250,000.00 mental and emotional  
anguish & 500,000.00 punitive damages  
to be decided by jury.

## EIGHTY SEVENTH CAUSE OF ACTION

Anthony Annucci. inhumane confinement  
in violation of plaintiffs 8th Amendment  
rights to the USCA cruel and unusual  
punishment. relief requested  
compensatory damages \$ 300,000.00  
mental and emotional anguish &  
750,000.00 punitive damages to  
be decided by jury.

## EIGHTY EIGHTH CAUSE OF ACTION

OFFICER Henry. inhumane confinement  
in violation of plaintiffs 8th Amendment  
rights to the USCA cruel and unusual  
punishment. relief requested. compen-

Compensatory Damages # 75,000.00 mental  
and emotional Anguish # 200,000.00  
Punitive Damages to be decided by jury

#### EIGHTY NINTH CAUSE OF ACTION

Officer Henry Harassment in violation  
of Plaintiff 8th Amendment right to  
the USCA. relief requested compensatory  
Damages # 20,000.00 mental and emotional  
Anguish # 50,000.00 punitive damages to  
be decided by jury.

#### NINETY EIGHTH CAUSE OF ACTION

Officer Henry Retaliation in violation  
of Plaintiff's 8th Amendment right to  
the USCA. relief requested compensatory  
Damages # 25,000.00 mental and emo-  
tional Anguish # 60,000.00 punitive  
damages to be decided by jury.

#### NINETY FIRST CAUSE OF ACTION

Officer Henry Violated Plaintiff's access  
to telephone, out of harassment and  
retaliation, which is a violation of

plaintiffs first Amendment rights to the USCA relief requested \$ 50,000.00 compensatory damages, mental and emotional anguish \$ 150,000.00 punitive damages to be decided by Jury,

#### NINETY SECOND CAUSE OF ACTION

Officer Henry violation of plaintiffs equal rights of protection guaranteed by the fourteenth Amendment to the USCA, ~~relief~~ relief requested \$ 50,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by Jury

#### NINETY <sup>THIRD</sup> ~~THIRTEEN~~ CAUSE OF ACTION

Discrimination of Plaintiff by Officer Henry in violation of Plaintiff 14th Amendment guaranteed by the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish \$ 37,500.00 punitive damages to be decided by Jury

#### NINETY FOURTH CAUSE OF ACTION

OFFICER Henry. All violations of plaintiffs constitutional rights by officer Henry, as stated in and causes of action was done maliciously and intentionally which prove deliberate indifference. Officer Henry therefore does not qualify for immunity. Defendant officer Henry's conduct violated plaintiffs clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647 all claims deprived plaintiff of clearly established rights which is a violation of plaintiffs 8th Amendment to the USCA cruel and unusual punishment, relief requested compensatory damages \$ 50,000.00 mental and emotional damages \$75,000.00

#### NINETY FIFTH CAUSE OF ACTION

Sergeant Hfield Harassment in violation of plaintiffs 8th Amendment right to

the usca relief requested \$ compensatory Damages \$ 25,000.00 mental and emotional Anguish \$ 100,000.00 punitive Damages to be decided by Jury.

#### NINETY SIXTH CAUSE OF ACTION

Sergeant Lifield Retaliation in violation of plaintiffs 8th Amendment right to the usca relief requested \$ compensatory Damages \$ 25,000.00 mental and emotional Anguish \$ 100,000.00 punitive damages to be decided by Jury.

#### NINETY SEVENTH CAUSE OF ACTION

Sergeant Lifield denial of plaintiffs Access to the telephone, in violation of plaintiffs First Amendment right to the usca relief requested compensatory damages \$ 50,000.00 mental and emotional anguish \$ 150,000.00 punitive damages to be decided by Jury.

#### NINETY EIGHTH CAUSE OF ACTION

Sergeant Lifield violation of plaintiffs equal protection rights guaranteed by the fourteenth amendment to the usca relief requested compensatory damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided by Jury

## NINETY NINTH CAUSE OF ACTION

sergeant lifield . All violations of plaintiffs constitutional rights by sergeant lifield as stated in complaint and causes of action was done Maliciously and Intentionally which Proves deliberate Indifference . sgt lifield therefore does not qualify for immunity . Defendant Sgt lifield's conduct violated clearly established Statutory and constitutional rights which he knew and any reasonable official would have known . See Wright v Coughlin . 31 F Supp 2d 301 (1998) vacated 225 F.3d 647 all claims deprived plaintiff of clearly established rights which is a violation of plaintiffs 8th Amendment to the USCA . cruel and unusual punishment . relief requested compensatory damages \$ 50,000.00 mental and emotional damages # 75,000.00 punitive damages to be decided by jury ,

## ONE HUNDRETH CAUSE OF ACTION

Sergeant Bradley . Harassment in violation of plaintiffs 8th Amendment right to the USCA . relief requested compensatory damages # 25,000.00 mental and emotional anguish # 75,000.00 punitive damages to be decided by jury .

ONE HUNDRED AND <sup>FIRST</sup> CAUSE OF ACTION

Sergeant Bradley, retaliation in violation of Plaintiffs 8th Amendment to the USCA, relief requested compensatory damages \$ 25,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND SECOND CAUSE OF ACTION

Sergeant Bradley, violation of plaintiffs right to Access the telephone (without Due process) guaranteed by the First Amendment to the USCA relief requested compensatory damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided by jury.

ONE HUNDRED THIRD CAUSE OF ACTION

Sergeant Bradley, Violation of Plaintiffs equal protection rights guaranteed by the Fourteenth Amendment to the USCA relief requested compensatory damages \$ 75,000.00 mental and emotional anguish \$ 150,000.00 punitive damages to be decided by jury.

ONE HUNDRED and FOURTH CAUSE OF ACTION

Sergeant Bradley, discrimination in violation of plaintiff right guaranteed by the Fourteenth Amendment to the USCA relief requested compensatory damages \$ 75,000.00 mental and emotional anguish \$ 125,000.00 punitive damages to be decided

by jury.

ONE HUNDRED AND FIFTH CAUSE OF ACTION

Sergeant Bradley All violations of plaintiffs constitutional rights by Sergeant Bradley as stated in complaint and causes of action was done intentionally and maliciously which proves deliberate indifference. Sergeant Bradley therefore does not qualify for immunity. Defendant Sgt Bradleys conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known see Wright v Coughlin 31 F Supp 2d 301 (1998) Vacated 225 F.3d 647 (11) claims deprived plaintiffs of clearly established rights which is a violation of plaintiffs 8th Amendment right to the USCA cruel and unusual punishment. relief requested compensatory damages \$ 50,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND SIXTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLAINTIFFS right to the freedom of expression guaranteed by the first Amendment to the USCA relief requested compensatory damages \$ 50,000.00 mental and emotional Anguish & 75,000.00 punitive damages to be decided by jury .

ONE HUNDRED AND SEVENTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLAINTIFFS right to the free exercise of religion guaranteed by the first Amendment to the USCA relief requested \$ compensatory damages \$ 50,000.00 mental and emotional Anguish & 75,000.00 punitive damages to be decided by jury .

ONE HUNDRED AND EIGHTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF PLAINTIFFS right to the free exercise of religion guaranteed under the religious land use and institutionalized persons Act of 2000. relief requested \$ 50,000.00 mental and emotional Anguish & 75,000.00 punitive damages to be decided by jury .

ONE HUNDRED AND NINTH CAUSE OF ACTION

OFFICER WILLIAMSON Harassment in violation of plaintiffs eighth amendment right to the USCA. relief requested compensatory damages \$ 50,000.00 mental and

emotional anguish \$ 110,000.00 punitive  
damages to be decided by jury.

ONE HUNDRED AND TENTH CAUSE OF ACTION

OFFICER WILLIAMSON . Retaliation in violation  
of plaintiffs 8th Amendment to the USCA ,  
relief requested compensatory damages  
\$ 50,000.00 mental and emotional anguish  
\$ 75,000.00 punitive damages to be decided  
by jury

ONE HUNDRED AND ELEVENTH CAUSE OF ACTION

OFFICER WILLIAMSON violation of plaintiffs  
Equal Protection rights guaranteed by  
the Fourteenth Amendment to the USCA relief  
requested compensatory damages \$ 50,000.00  
mental and emotional anguish \$ 75,000.00  
Punitive damages to be decided by jury.

ONE HUNDRED AND TWELFTH CAUSE OF ACTION

OFFICER WILLIAMSON Discrimination in  
violation of plaintiffs Fourteenth Amend-  
ment rights guaranteed by the USCA . relief  
requested compensatory damages \$ 50,000.00  
mental and emotional anguish \$ 75,000.00

ONE HUNDRED THIRTEENTH CAUSE OF ACTION

OFFICER WILLIAMSON VIOLATION OF  
PLAINTIFF FOURTH Amendment to the  
USCA relief requested compensatory

Damages \$ 100,000.00 mental and emotional  
Anguish \$ 225,000.00 punitive damages to  
be decided by jury.

ONE HUNDRED AND FOURTEENTH CAUSE OF ACTION

OFFICER WILLIAMSON All violations of  
Plaintiffs constitutional rights by officer  
Williamson as stated in complaint and  
causes of action was done Maliciously and  
intentionally which is deliberate indifference.  
Officer Williamson's conduct violated clearly  
established statutory and constitutional  
rights which he knew any reasonable  
officer would have known. See Wright v.  
Coughlin 31 F Supp 2d 301 (1998) vacated 225  
F.3d 647, all claims deprived plaintiff of  
social interaction by subjecting plaintiff to  
solitary confinement unlawfully. Social inter-  
action is a basic human need therefore plan-  
tiff was subjected to cruel and unusual  
punishment in violation of the 8th Amend-  
ment to the USCA. relief requested compen-  
satory damages \$ 50,000.00 mental and  
emotional anguish \$ 100,000.00 punitive  
damages to be decided by jury.

ONE HUNDRED AND FIFTEENTH CAUSE OF ACTION

Officer S. Cruz violation of plaintiffs right to the freedom of expression guaranteed by the first amendment to the USCA. Relief requested compensatory damages \$ 75,000.00 mental and emotional anguish & 125,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND SIXTEENTH CAUSE OF ACTION

Officer S. Cruz violation of plaintiffs right guaranteed by the first amendment USCA freedom to exercise religion - relief requested compensatory damages \$ 75,000.00 mental and emotional anguish & 125,000.00 punitive damage to be decided by jury.

ONE HUNDRED AND SEVENTEENTH CAUSE OF ACTION

Officer S. Cruz violation of plaintiffs ~~rights~~ First Amendment rights ~~guaranteed~~ to the free exercise of religion guaranteed by the Religious Land Use and Institutionalized Persons Act of 2000. Relief requested compensatory damages \$ 75,000.00 mental and emotional anguish & 125,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND EIGHTEENTH CAUSE OF ACTION

OFFICER S. CRUZ Harassment in violation of Plaintiff's 8th Amendment to the USCA. Relief requested compensatory damages \$ 100,000.00 mental and emotional anguish & 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND NINETEENTH CAUSE OF ACTION

OFFICER S. CRUZ Retaliation in violation of Plaintiff's 8th Amendment to the USCA relief requested compensatory damages \$ 100,000.00 mental and emotional anguish & 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTIETH CAUSE OF ACTION

OFFICER S. CRUZ Violation of Plaintiff's equal protection rights guaranteed by the Fourteenth Amendment to the USCA. relief requested compensatory damages \$ 125,000.00 mental and emotional anguish & 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTY FIRST CAUSE OF ACTION

OFFICER S. CRUZ Discrimination in violation of Plaintiff Fourteenth Amendment to the USCA relief requested compensatory damages \$ 125,000.00 mental and emotional anguish & 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTY SECOND CAUSE OF ACTION

OFFICER S.CRUZ VIOLATION OF PLAINTIFFS  
FOURTH AMENDMENT RIGHTS GUARANTEED  
BY THE USCA. RELIEF REQUESTED COMPEN-  
SATORY DAMAGES \$ 150,000.00 MENTAL AND  
EMOTIONAL ANGUISH & 250,000.00 PUNITIVE  
DAMAGES TO BE DECIDED BY JURY.

ONE HUNDRED AND TWENTY THIRD CAUSE  
OF ACTION

OFFICER S.CRUZ SEXUAL HARASSMENT IN  
VIOLATION OF PLAINTIFFS 8TH AMENDMENT RIGHT  
TO THE USCA TO BE FREE FROM CRUEL AND  
UNUSUAL PUNISHMENT, RELIEF REQUESTED.  
COMPENSATORY DAMAGES 150,000.00 MENTAL  
AND EMOTIONAL ANGUISH 350,000.00 PUNITIVE  
DAMAGES TO BE DECIDED BY JURY

ONE HUNDRED AND TWENTY FOURTH CAUSE  
OF ACTION

OFFICER S.CRUZ VIOLATION OF PLAINTIFFS  
FOURTH AMENDMENT RIGHTS GUARANTEED BY  
THE USCA. RELIEF REQUESTED COMPENSATORY  
DAMAGES \$ 150,000.00 MENTAL AND EMOTIONAL  
ANGUISH & 250,000.00 PUNITIVE DAMAGES TO BE  
DECIDED BY JURY.

ONE HUNDRED AND TWENTY FIFTH CAUSE  
OF ACTION

Officer S. Cruz sexual Harassment in violation of plaintiffs 8th Amendment right guaranteed by the USCA to be free from cruel and unusual punishment - relief requested compensatory damages \$ 150,000.00 mental and emotional anguish \$ 350,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTY SIXTH CAUSE OF  
ACTION

Officer S. Cruz excessive force in violation of plaintiffs 8th Amendment right guaranteed by the USCA to be free from cruel and unusual punishment, relief requested, compensatory damages \$ 75,000.00 mental and emotional anguish \$ 215,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND TWENTY SEVENTH  
CAUSE OF ACTION

Officer S. Cruz All violations of plaintiffs constitutional rights by Officer S. Cruz as stated in complaint and causes of action was done Maliciously and Intentionally which is deliberate indifference, Officer S. Cruz's conduct violated clearly established statutory and constitutional rights which he knew

and any reasonable official would have known  
see Wright v Coughlin 31 F Supp 2d 301 (1998)  
vacated 225 F.3d 647 all claims done by S. Cruz  
was done to Degrade, belittle and humiliate plain-  
tiff, all claims deprived plaintiff of social  
interaction by subjecting plaintiff to solitary  
confinement unlawfully, social interaction  
is a basic human need therefore plaintiff  
was subjected to cruel and unusual  
punishment in violation of the 8th Amend-  
ment to the USCA, relief requested com-  
pensatory damages \$ 250,000.00 mental  
and emotional anguish & 350,000.00 punitive  
damages to be decided by jury.

#### ONE HUNDRED AND TWENTY EIGHTH CAUSE OF ACTION

lt Sullivan violation of plaintiff's right to  
the freedom of expression guaranteed  
by the First Amendment to the USCA  
relief requested compensatory damages  
\$ 175,000.00, mental and emotional  
anguish & 225,000.00, punitive damages  
to be decided by jury.

#### ONE HUNDRED AND TWENTY NINTH CAUSE OF ACTION.

lt Sullivan violation of plaintiff's right  
to the free exercise of religion guar-  
anteed by the first Amendment to the  
USCA relief requested \$ 175,000.00 mental  
and emotional anguish & 225,000.00

punitve damages to be decided by jury

ONE HUNDRED AND THIRTIETH CAUSE  
OF ACTION

Lt Sullivan violation of plaintiffs right to the free exercise of religion guaranteed by the Religious Land Use and Institutionalized persons Act of 2000, relief requested compensatory damages \$ 175,000.00 mental and emotional anguish \$ 225,000.00 punitve damages to be decided by jury.

ONE HUNDRED AND THIRTY FIRST CAUSE  
OF ACTION

Lt Sullivan Harassment in violation of plaintiffs 8th Amendment to the USCA relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 150,000.00 punitve damages to be decided by jury

ONE HUNDRED AND THIRTY SECOND CAUSE  
OF ACTION

Lt Sullivan Retaliation in violation of Plaintiffs 8th Amendment to the USCA relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 150,000.00 punitve damages to be decided by jury.

ONE HUNDRED AND THIRTY THIRD CAUSE  
OF ACTION

Lt Sullivan violation of plaintiffs equal protection rights guaranteed by the Fourteenth Amendment to the U.S.C.A. relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY FOURTH CAUSE  
OF ACTION

Lt Sullivan discrimination violations of plaintiffs Fourteenth Amendment to the U.S.C.A., relief requested compensatory damages \$ 125,000.00 mental and emotional anguish \$ 175,000.00 punitive damages to be decided by jury.

ONE HUNDRED AND THIRTY FIFTH CAUSE  
OF ACTION

Lt Sullivan all violations of plaintiffs constitutional rights by Lt Sullivan as stated in complaint and causes of action was done maliciously and intentionally which is deliberate indifference. Lt Sullivan's conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known. See Wright v Coughlin 31 F Supp 2d 301 (1998) vacated 225 F.3d 647 all claims denied

Plaintiff of Social interaction by subjecting plaintiff to solitary confinement unlawfully. Social interaction is a basic human need therefore Plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA. Relief requested compensatory damages \$ 350,000.00 mental and emotional anguish & 500,000.00 punitive damages to be decided by jury.

#### ONE HUNDRED AND THIRTY SIXTH CAUSE OF ACTION

Sergeant Vanacore, Violation of Plaintiff's rights to freedom of expression in violation of Plaintiff's First Amendment right to the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish & 75,000.00 punitive damages to be decided by jury.

#### ONE HUNDRED AND THIRTY SEVENTH CAUSE OF ACTION

Sergeant Vanacore Violation of Plaintiff's right to the free exercise of religion guaranteed by the First Amendment to the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish & 75,000.00 punitive damages to be decided by jury.

## ONE HUNDRED AND THIRTY EIGHT CAUSE OF ACTION

Sergeant Vanacore violation of plaintiffs right to the freedom of religion guaranteed by the ~~First Amendment to the~~ Religious Land use and Institutionalized persons Act of 2000 relief requested compensatory damages \$ 25,000.00 mental and emotional anguish & 75,000.00 punitive damages to be decided by jury.

## ONE HUNDRED AND THIRTY NINTH CAUSE OF ACTION

Sergeant Vanacore Harassment in violation of plaintiff 8th Amendment right to the USCA relief requested compensatory damages \$ 25,000.00 mental and emotional anguish & 75,000.00 punitive damages to be decided by jury.

## ONE HUNDRED AND FOURTIETH CAUSE OF ACTION

Sergeant Vanacore retaliation in violation of plaintiffs 8th Amendment right to the USCA . relief requested compensatory damages \$ 35,000.00 mental and emotional anguish & 75,000.00 punitive damages to be decided by jury .

## ONE HUNDRED AND FORTY FIRST CAUSE OF ACTION

Sergeant Vanacore violation of plaintiffs Right to equal protection guaranteed by the fourteenth Amendment to the

USCA. relief requested compensatory damages \$ 35,000.00 mental and emotional anguish \$ 50,000.00 punitive damages to be decided by jury

#### ONE HUNDRED AND FORTY SECOND CAUSE OF ACTION

Sergeant Vanacore discrimination in violation of plaintiff guaranteed right under the Fourteenth Amendment to the USCA relief requested compensatory damages \$ 50,000.00 mental and emotional anguish \$ 75,000.00 punitive damages to be decided by jury.

#### ONE HUNDRED AND FORTY THIRD CAUSE OF ACTION

Sergeant Vanacore All violations of plaintiff's constitutional rights by Sergeant Vanacore as stated in complaint and causes of action was done maliciously and intentionally which is deliberate indifference. Sergeant Vanacores conduct violated clearly established statutory and constitutional rights which he knew and any reasonable official would have known.

See Wright v Coughlin 31 F. SUPP 2d 301 (1998)

Vacated 225 F 3d 647 all claims done by Sgt Vanacore Deprived plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully. Social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual ~~punishment~~ punishment to the USCA. relief requested compensatory damages \$ 150,000.00 mental and emotional anguish \$ 200,000.00 punitive

damages to be decided by jury.

ONE HUNDRED AND FORTY FOURTH CAUSE OF ACTION

Sergeant Barg . Harassment in violation of the 8th Amendment to the USCA plaintiffs guaranteed right relief requested compensatory Damages \$ 125,000.00 mental and emotional Anguish \$ 250,000.00 punitive Damages to be decided by jury .

ONE HUNDRED AND FORTY FIFTH CAUSE OF ACTION

Sergeant Barg . Retaliation in violation of plaintiffs 8th Amendment to the USCA - relief requested compensatory damages \$ 250,000.00 mental and emotional anguish \$ 750,000.00 punitive damages to be decided by jury .

ONE HUNDRED AND FORTY SIXTH CAUSE OF ACTION

Sergeant Barg . Violation of plaintiff equal protection guaranteed by the fourteenth Amendment to the USCA relief requested compensatory Damages \$ 50,000.00 mental and emotional Anguish \$ 175,000.00 punitive Damages to be decided by jury .

ONE HUNDRED AND FORTY SEVENTH CAUSE OF ACTION

Sergeant Barg . Discrimination violation of Plaintiffs fourteenth Amendments rights guaranteed by the USCA relief requested compensatory Damages \$ 150,000.00 mental

## ONE HUNDRED AND FORTY EIGHT CAUSE OF ACTION

Sergeant Barg All violations of plaintiffs constitutional rights by sgt Barg as stated in complaint and causes of Action was done Maliciously and intentionally to harm plaintiff and retaliate against plaintiff for filing grievances and civil suits against sergeant Barg, his peers and supervisors which is deliberate indifference, Sergeant Barg's conduct was not only criminal in nature but it also violated clearly established statutory and constitutional rights which he knew and any official would have known see Wright v Coughlin 31 F Supp 2d 301 (1998) vacated 225 F. 3d 647 all claims done by sergeant was done to punish plaintiff unlawfully and deprive plaintiff of social interaction by subjecting plaintiff to solitary confinement unlawfully, social interaction is a basic human need therefore plaintiff was subjected to cruel and unusual punishment in violation of the 8th Amendment to the USCA. relief requested compensatory damages \$ 375,000.00 mental and emotional anguish \$ 750,000.00 punitive damages to be decided by jury.

## ONE HUNDRED AND FORTY NINTH CAUSE OF ACTION

Officer Schaefer Harassment in violation of plaintiffs 8th Amendment to the USCA relief requested compensatory damages \$ 15,000.00 mental and emotional anguish \$ 35,000.00 punitive damages to be decided by jury.

### ONE HUNDRED AND FIFTIETH CAUSE OF ACTION

Officer Schadel Retaliation in violation of plaintiffs 8th Amendment right to the USCA relief requested compensatory damages \$ 15,000.00 mental and emotional anguish & \$ 35,000.00 punitive damages to be decided by jury.

### ONE HUNDRED AND FIFTY FIRST CAUSE OF ACTION

Officer Schadel equal protection in violation of plaintiffs fourteenth Amendment to the USCA relief requested \$ 20,000.00 compensatory damages mental and emotional anguish & 35,000.00 punitive Damages to be decided by jury.

### ONE HUNDRED AND FIFTY SECOND CAUSE OF ACTION

Officer Schadel discrimination in violation of plaintiffs fourteenth Amendment guaranteed by the USCA relief requested compensatory damages \$ 20,000.00 mental and emotional anguish & 35,000.00 punitive Damages to be decided by jury.

### ONE HUNDRED AND FIFTY THIRD CAUSE OF ACTION

Officer Schadel All violations of plaintiffs constitutional rights by Officer Schadel as stated in complaint and causes of

Action was done intentionally and negligently  
which proves deliberate indifference officer  
Schadel therefore does not qualify for  
immunity Defendant officer Schadel's conduct  
violated clearly established statutory and  
constitutional rights which she knew and any  
reasonable officer or official would have  
known see Wright v Coughlin 31 F Supp  
2d 301 (1998) vacated 225 F3d 647 all  
claims deprived plaintiff of clearly established  
rights which is a violation of plaintiff's 8th  
Amendment right to the USCA cruel and  
unusual punishment. relief requested  
compensatory damages & 50,000.00 mental  
and emotional & 154 & 75,000.00 punitive  
damages to be decided by jury,

ONE HUNDRED AND FIFTY FOURTH CAUSE OF ACTION

Superintendent Lee, Lt Madison, Sgt Bey,  
Officer Kozak, Officer Waugh, Sgt  
Connor, Captain Webbe, Deputy Russo  
Lieutenant Simmons, Deputy Administration  
Wendland, Officer Miller, Officer Henry,  
Sgt Lyle, Sgt Bradley, Officer

Williamson, Officer S. Cruz, Lt Sullivan,  
Sgt Vanacore, Sgt Barg. First Amendment  
retaliation and Fourteenth Amendment  
retaliation in violation of plaintiffs  
guaranteed rights to the USCA relief  
requested 75,000.00 from each individual  
for compensatory damages and \$1 125,000.00  
from each individual for mental and  
emotional anguish punitive damages  
to be decided by jury.

ONE HUNDRED and FIFTY FIFTH CAUSE  
OF ACTION

Superintendent Lee, Captain Webbe,  
Deputy Russo, Lieutenant Simmons  
Deputy Wendland. Violation of plaintiffs  
right to due process guaranteed by  
the Fourteenth Amendment. relief  
requested \$250,000.00 for compensatory  
damages from each individual and  
500,000.00 for mental and emotional  
anguish from each individual. punitive  
damages to be decided by jury.

WHEREFORE plaintiff pray that this court grant the relief requested in the causes of action

I declare under penalty of perjury that the foregoing is true -

Dated) March 12, 2016

*Jacelle*